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Rev. 09/01

Modified PTO 1082
For Other Than A Small Entity

PATENT

1017 U.S. PTO
10/090121

02/28/02

Attorney Docket No. 293/002 Cont. 2

Applicant(s) : David S. Goldsteen et al.
For : MEDICAL GRAFTING METHODS AND APPARATUS

EXPRESS MAIL CERTIFICATION

"Express Mail" mailing label number EF230788692US

Date of Deposit February 28, 2002

I hereby certify that this transmittal letter and the other papers and fees identified in this transmittal letter as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to the Hon. Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202.

Hon. Commissioner
for Patents
Washington, D.C. 20231

Charles J. Smith
TRANSMITTAL LETTER FOR RULE 53(b)
CONTINUING PATENT APPLICATION

Sir:

This is a request for filing a ☒ continuation, ☐ divisional, application of pending prior Application No. 09/955,244, (Confirmation No.1651), filed September 17, 2001.

Transmitted herewith for filing are the ☒ specification; ☒ claims; ☒ abstract; ☒ declaration; ☒ power of attorney; for the above-identified patent application.

The enclosed declaration is:

- ☐ Newly executed (original or copy).
- ☒ Copy from a prior application (37 C.F.R. § 1.63(d)).
- ☐ A signed statement is attached deleting inventors named in the prior application (37 C.F.R. §§ 1.63(d)(2) and 1.33(b)).
- ☒ The entire disclosure of the prior application, from which a copy of the declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

☒ The prior application, Application No. 09/955,244, filed September 17, 2001 is assigned of record to St. Jude Medical Cardiovascular Group, Inc., 6500 Wedgwood Road, Maple Grove, MN 55311.

Also transmitted herewith are:

☒ 24 sheets of:

☒ Formal drawings.

☐ Informal drawings. Formal drawings will be filed during the pendency of this application.

☒ Notification Pursuant to 37 C.F.R. § 1.604(b) Identifying Published Patent Applications From Which Claims Have Been Copied

☐ An assignment of the invention to _____

☐ A check in the amount of \$40.00 to cover the recording fee.

☐ Please charge \$40.00 to Deposit Account No. 06-1075 in payment of the recording fee. A duplicate copy of this transmittal letter is transmitted herewith.

The filing fee has been calculated as shown below:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
BASIC FEE				\$ 740.00
TOTAL CLAIMS	36	- 20 = 16	x \$ 18	= \$ 288.00
INDEPENDENT CLAIMS	5	- 3 = 2	x \$ 84	= \$ 168.00
<input checked="" type="checkbox"/> A MULTIPLE DEPENDENT CLAIM			+ \$280	= \$ 280.00
TOTAL				\$ 1476.00

☒ A check in the amount of \$1476.00 in payment of the filing fee is transmitted herewith.

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16 in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

□

Robert R. Jackson
Registration No. 26,183
Attorney for Applicants

[illegible]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : David S. Goldsteen
 Thomas J. Bachinski
 Rudy Mazzocchi
 Daniel J. Sullivan

Application No. : Not Yet Available

Filed : Concurrently Herewith

For : MEDICAL GRAFTING METHODS AND
 APPARATUS

Commissioner for Patents
 Washington, D.C. 20231

New York, New York 10020
 February 28, 2002

NOTIFICATION PURSUANT TO 37 C.F.R. § 1.604(b)
 IDENTIFYING PUBLISHED PATENT APPLICATIONS
FROM WHICH CLAIMS HAVE BEEN COPIED

Sir:

Pursuant to 37 C.F.R. § 1.604(b), applicants are presenting claims known to define the same patentable invention claimed in a pending application of another, and applicants hereby identify the published applications from which the claims have been copied:

<u>Applicants'</u> <u>Claim No.</u>	<u>Publication No. of</u> <u>Published Application</u>	<u>Published</u> <u>Claim No.</u>
1	WO 01/70091	20
2	WO 01/70091	25
3	WO 01/70091	26
4	WO 01/70091	53
5	WO 01/70091	55
6	WO 01/70091	56
7	WO 01/70118	1
8	WO 01/70118	3
9	WO 01/70118	4
10	WO 01/70118	5
11	WO 01/41624	38
12	WO 01/41624	39
13	WO 01/41624	40
14	WO 01/41624	41

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<u>Applicants'</u> <u>Claim No.</u>	<u>Publication No. of</u> <u>Published Application</u>	<u>Published</u> <u>Claim No.</u>
15	WO 01/41624	55
16	WO 01/41624	56
17	WO 01/41623	75
18	WO 01/41623	76
19	WO 01/41623	77
20	WO 01/41623	78
21	WO 01/41623	79
22	WO 01/41623	80

Respectfully submitted,

Robert R. Jackson

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